

**Town of Milton
Town Council Special Meeting Minutes
January 21, 2004**

Vice-mayor Leah Betts called the special meeting to order at 7:02 p.m. at the Fire Hall.

Councilwoman Betts offered the opening prayer.

Roll call followed.

PRESENT: Councilwoman Leah Betts
Councilman Charles Fleetwood
Councilman Jerry Hudson
Councilwoman Ronda Melson
Councilman Noble Prettyman

ABSENT: Mayor John Bushey
Councilwoman Stephanie Parker

Others Present: Dawn Johnson, Town Secretary
Bob Kerr, Engineer
Tim Willard, Town Attorney

Cannery Village Memorandum of Understanding

Gene Dvornick of Cannery Village noted that he made revisions as a result of the meeting with Bob Kerr. He went over the changes.

Bob Kerr noted that all others should be given the right to reserve.

Councilman Prettyman made a **motion** that because Cannery Village is doing so much building and has plans approval, we should give them the option of purchasing EDU's so they know they have them.

Councilwoman Betts read the letter from Dave Carey.

Councilman Fleetwood seconded the motion.

Councilman Hudson recommended that Councilman Prettyman amend his motion to say that no refund of money will be given if the EDU's aren't used in the sunset period.

Mr. Dvornick recommended formal signing of the Memorandum at the Council meeting.

Councilman Prettyman amended his motion and Councilman Fleetwood agreed to the amendment.

It was noted that Dave Carey had written a letter prior to the adjustment from 600 some to 300 some now. He is now in agreement with fairness, flexibility, and precedent.

Councilman Fleetwood asked Bob Kerr if he had the money to design and build a new plant, how long would it take? Mr. Kerr stated that it would take a little over 2 years.

Councilwoman Betts stated that the Town should take care of those already in Town rather than bump those for someone being annexed.

Tim Willard will draft a letter (to be mailed certified) to go to the others in the “pipeline” giving them 60 days to respond. Mr. Willard will have the draft letter ready by the February 2, 2004 meeting for Council to review.

Bob Kerr recommended a couple of changes to the Memorandum of Understanding.

Councilman Prettyman amended his motion to include the necessary changes.
Councilman Fleetwood accepted the changes.

The question was called on the motion.

Councilman Prettyman – “Aye” so they can move forward
Councilman Fleetwood – “Aye”
Councilwoman Melson – “Aye”
Councilman Hudson – “Aye” it is great just getting rid of the plant
Councilwoman Betts – “Aye” agrees

Motion carried – “Aye”

Councilman Fleetwood made a **motion**, seconded by Councilman Prettyman to go into a short Executive Session regarding litigation at 7:57 p.m.

Motion carried – “Aye”

Councilwoman Melson made a **motion**, seconded by Councilman Hudson to come out of Executive Session at 8:15 p.m.

Motion carried – “Aye”

Engineering Agreement regarding Sewer Design

Bob Kerr was present.

Sam Calagione of Dogfish Head read a statement. Councilman Hudson and Councilwoman Betts agree. Councilman Hudson would like to see the Town do everything we can to keep Dogfish Head here. He suggested that the study incorporate Dogfish Head.

Councilman Hudson made a **motion** to accept the contract from CABA for Engineering Services to include the addendum under the fee structure as discussed in Executive Session and to pursue including Dogfish Head in the study. Councilman Prettyman seconded the motion.

Motion carried – “Aye”

Adjournment

Councilman Fleetwood made a **motion** to adjourn the meeting at 8:40 p.m., seconded by Councilman Hudson.

Motion carried – “Aye”

Respectfully submitted,

Dawn Johnson
Administrative Assistant

:3/25/04